

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

BACKWARD CLASSES WELFARE DEPARTMENT – SUPREME COURT CASES – Providing 4% reservation for Socially and Educationally Backward Classes of Muslims in the State – Engaging the services of Sri A.Subba Rao, Advocate, Sri G.E.Vahanvati, Attorney General for India and K.Parasaran, Senior Advocate, Supreme Court of India, New Delhi to defend the Govt. of A.P. before Supreme Court– Entrustment of case in W.P.No.15267 of 2007 and batch cases – Administrative Sanction orders – Issued.

BACKWARD CLASSES WELFARE (C2) DEPARTMENT
G.O.Ms.No. 12 Dated:23-4-2010
Read the following:

- 1.G.O.Ms.No.23, Backward Classes Welfare (C2) Department, dated 7.7.2007.
2. Act. 26 of 2007, dated 13.8.2007.
- 3.Judgment of Hon'ble High Court of A.P. Hyd. in W.P.No.15267/2007 and batch, dated 8.2.2010.
- 4.G.O.Rt.No.90, BCW (C2) Department, dated 19.3.2010.
- 5.G.O.Rt.No.91, BCW (C2) Department, dated 19.3.2010.
- 6.G.O.Rt.No.92, BCW (C2) Department, dated 19.3.2010.
- 7.G.O.Rt.No.2082, Finance (Exp.SW) Department, dated 20.4.2010.

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O R D E R:

In the reference 1st and 2nd read above, Government have provided 4% reservation to Socially and Educationally Backward Classes of Muslims in the State in Educational Instructions and in Public Employment.

2. In the reference 3rd read above, the Hon'ble High Court of A.P. has struck down orders issued in G.O.Ms.No.23, Backward Classes Welfare(C2) Department, dated 7.7.2007 as well as Act.26/2007, dated 13.8.2007. Government have filed SLP before the Supreme Court of India, New Delhi challenging the above judgment of High Court of Andhra Pradesh.

3. In the references 4th to 6th read above, Government have engaged the services of certain Senior Counsels to defend the Government of A.P. before the Supreme Court of India, New Delhi in the SLPs filed against the judgment of Hon'ble High Court of A.P. dated 8.2.2010.

4. In the current financial year ie.,2010-2011, there is no budget provision is available in Backward Classes Welfare Department towards payment of fee and other incidental expenses to the Senior Counsels, who have been engaged in the Supreme Court of India, New Delhi.

5. In the reference 7th read above, the Finance (Exp.SW) Department, has issued Budget Release order to the B.C.Welfare Department for an amount of Rs.67.20 lakhs (Rupees Sixty Seven Lakhs and Twenty Thousands only) towards payment of fee and other incidental expenses to the Senior Counsels in relaxation of Treasury control orders pending provision of funds by obtaining supplementary grant during the current financial year 2010-2011, under the following Head of Account:

"2251-Secretariat Social Services
M.H.090 - Secretariat
SH(17) Backward Classes Welfare Department
280- Professional Services
281-Pleaders Fee".

(P.T.O)

6. In pursuance of the orders issued in the reference 7th read above, Government hereby accord Administrative Sanction for an amount of Rs.67,20,000/- (Rupees Sixty Seven Lakhs and Twenty Thousands only) towards payment of fee and other incidental expenses to the Senior Counsels in relaxation of Treasury control orders pending provision of funds by obtaining supplementary grant during the current financial year 2009-2010, under the following Head of Account:

(Non-Plan) (Rupees in thousands)

Name of the Scheme	Head of Account	Provision in B.E. 2010-2011	Amount authorized now	Procedure of drawal of funds	Drawing and Disbursing Officer	Remarks
Payment of Advocate Fees in W.P.No. 15267/2007 in Supreme Court of India by BCW Dept.,	"2251- Secretariat Social Services, M.H.090- Secretariat S.H.(17) Backward Classes Welfare Department 280/281- Pleaders Fee.	Nil	67,20	D.V.Bill	Concerned Drawing Officer	

7. The Commissioner, Backward Classes Welfare, Hyderabad is instructed to send necessary supplementary grant proposals to the extent of actual expenditure incurred at appropriate time during the current financial year 2010-2011.

8. This order issues with the concurrence of Finance (Exp.SW) Department, vide their U.O.No.5023/106/A2/Exp.SW/2010, dated 20-4-2010.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

Dr. A.VIDYA SAGAR,
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner, Backward Classes Welfare, Hyderabad.

Copy to:

- The Pay and Accounts Officer, Hyderabad.
- The Accountant General, A.P. Hyderabad.
- The Director of Treasuries and Accounts,Hyd.
- Finance (EXP.SW) Department.
- Finance (Budget) Department
- Prl. Secretary to Chief Minister.
- P.S. to Hon'ble Minister (BCW), Hyderabad.
- PS to Prl. Secretary to Government, B.C.Welfare Department.
- SF/SC.

// FORWARDED :: BY ORDER//

SECTION OFFICER.